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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 JUAN SOLIS-DIAZ, individually,
9 Plaintiff,

Case Number:
2:12-cv-619-JAD-GWF

10 vs.

STIPULATION AND ORDER
REGARDING EVIDENTIARY ISSUES

11 OFFICER S. TOMPKINS, employee of the
12 Las Vegas Metropolitan Police Department in
13 his official capacity and in his individual
14 capacity; and DOES 1-10 inclusive,
15 Defendants

15 Defendant Officer Scott Tompkins, by and through his attorney of record, Craig R.
16 Anderson, Esq. of Marquis Aurbach Coffing, and Plaintiff Juan Solis-Diaz, by and through
17 his attorney of record, Kirk T. Kennedy, Esq., hereby stipulate as to the following
18 evidentiary issue:

19 1. In June 2011, plaintiff was acquitted of all criminal charges related to the
20 incident giving rise to this 42 U.S.C. §1983 litigation.

21 2. At the criminal trial, percipient witnesses Latoya Toalepai and Phillip
22 Redmond testified as eye witnesses to the event.

23 3. At the criminal trial, Kirk Kennedy, Esq., plaintiff's civil counsel, personally
24 cross-examined both witnesses.

